FOR MYSORE STATE

p5,000 31 10 50.

Dept (1953) Department.

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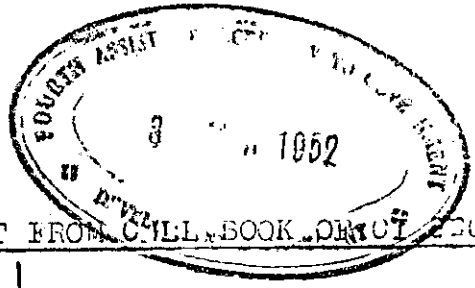
MS SERIES.

G.O. NO. 2432

Dated 2.5.53

[Despatch Abstract.]

Forests – Forest Grievances Enquiry Committee, S. Kanara – Recommendations regarding use of water in RFS – right of way – Orders passed.



(CI)

DEVELOPMENT DEPARTMENT.

EXTRACT FROM CALL BOOK OF SECTION.

S. No. 461

Date of entry in receipt. 31.1.52

Subject. committees - Forest Grievances inquiry committee, S. Kanara - Recommendations ref: forests, Orders passed

Old Current No. 9962 CI/52

No. and date of. G.O. etc. authorising the entry. Lodges 9962 CI/52 31/52

Date when further action is to be taken. 1.3.'52

No. and date of new current. 23356

2

48/1953

Dept (CI)

Memo 23356 CI/52-1 dt 7-3-52

Sub: Committees - Forest Grievances enquiry committee, South Kanara - Recommendations regarding forests ~~Boundaries~~.

Ref: Govt No 159 Dept dt 18.1.52.

Pl. see Govt 7.3.52

Dy I to C (L) (Lodges file CF 1-31)

The attention of the C.C.F is invited to the orders on items (11) & (12) pg 3 (L) of the G.O cited & he is requested to state when his proposals may be expected.

6.3.52

G 7352

As querried in the margin

Separate action is being taken on item 17 in C.No 25405 CII/52.

7.3.52

G 7352

To the C.C.F

12/3

Attd 8/3/52

Compld 10/3

DC II (taking action on item 17)

G 7352

G.P. 22—7,79,806—25-9-50.

Forest

Department

From (Name) Sri M.Kesavan Unni Nayar I.F.S.,
Designation Chief Conservator of Forests,
Station Madras.2.

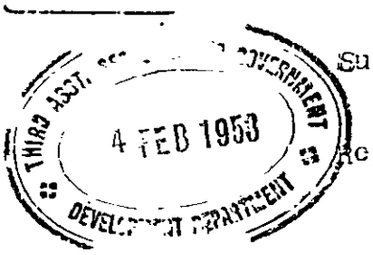
Received ——— Registered 13157

To

The Secretary to Government,
Development Department,
Fort St. George, Madras.

Enclosures: Ref. No. 4859/52-D1 dated 29 - 1 - 1953.

Sir,



Sub: Committees - Forest Grievances enquiry committee and South Kanara - Recommendations regarding forests

Ref: Government Memorandum No.23356 CI/52-1 dated 7-3-1952.

With reference to the Government Memorandum cited, I submit herewith copies of letters No.1202/52-D dated 12-9-52 from the Conservator of Forests, Ootacamund Circle and L.Dis.B.9912/52 dated 7-1-53 from the Board of Revenue (Land Revenue). I agree with the view expressed by the Board.

For Chief Conservator of Forests.

Bsr 31/1

/Enclosures/

Copy of the letter Ref.No.1202/52-D dated 12-9-52 from the Conservator of Forests, Ootacamund Circle, to the Chief Conservator of Forests, Madras.

Sub: Committees - Forest Grievances Enquiry committee south Kanara - Recommendations. No.11 & 12 - Report.

Ref: Chief Conservator's No.1920/52-D1 dated 7-3-52.

I enclose herewith a copy of Ref.No.1463/52.C5 dated 27-6-52 received from the District Forest Officer, South Kanara with South Kanara Collector's Endorsement No.N.Dis.15483/52 dated 16-7-52.

2. Item 11 Use of Water:- As could be seen from District Forest Officer's detailed report it is not

p.t.o.

advisible in the interest of Forest Administration to grant permits for the use of water from sources in Reserved Forests by channels running through them permanently without any actual check and without the levy of an annual rent which is only nominal I therefore agree to District Forest Officer's recommendation, regarding item 11, that the existing practice of collecting a security deposit of Rs.50/ from the permit holder when he wants to dig tanks in reserved forests and granting annual permits inside reserved forests under Section 21 of Forest Act for water diversion, may be ordered to continue.

3. Item 12. Right of way:-

(i) The existing practice is that permits are granted free of rent to the village Panchayat or District Board with a condition tht the permits should be sent to the District Forest Officer for renewal on or before 1st of April each year. When these cart track or road privileges are granted to private individuals for their own domestic or commercial use annual rents are charged.

(ii) As there are valuable trees on either side of these cart tracks or roads and in the forests through which these roads pass and as the ownership of the leased premises vests with the Forest Department, it is not advisiable to grant these leases permanently without any check. The existing procedure may continue.

Sd/- N.D.Sahni,
Conservator of Forests.

/True Copy/ II

Copy of L.Dis.28462/52 dated 9-12-52 from the Collector of South Kanara, to the Secretary to the Board of Revenue, Land Revenue, Chepauk, Madras.

Sub: Committees - Forest Grievances - enquiry committee - South Kanara - Recommendations II and 12 - Remarks - Report.
Ref: Board's Ref.B.9912/52-1 dated 15-11-1952:

My remarks, on recommendations 11 and 12 of the Forest Grievances Enquiry Committee, South Kanara are:

Recommendation No.11: The existing rates are not high It is not desirable to give free permits on a permanent basis. On the other hand the annual renewal of these permits leads to much unnecessary work in several offices without any corresponding advantage. It is also troublesome to the parties. The permits may therefore be made valid for a period of five years at a time.

bodies etc., taking permits The Tahsildar Kasaragod brought to light

Recommendation No.12: It is not desirable to invite applications from the public, and to re-open the general question of rights of way in reserved forests There are however, a few cases of real hardship caused by the insistance of the Forest Department on local two such cases in his Taluk. It was agreed that specific cases brought to notice should be examined sympathetically and after full consultation between the Forest Department the Revenue Department, and the

p.t.o.

local public concerned. It has to be made clear to persons who agitate for rights of way indiscriminately, that the scheme of reserve forests necessarily implies the curtailment of certain rights hitherto enjoyed, and that the public interests as also the Forest policy of the Government can be best served by recognising this fact. While genuine grievances should be redressed, the door should not be opened for a general agitation for granting rights of way through Reserved Forests all over the district.

/True Copy/

3/2/53

B sr 31/1 2 For Chief Conservator of Forests.

2

2/2.

Dept (C)

Memo 23356 C1/52-10 dt 11.2.53

Subj: Committees - Forest Grievances enquiry committee, South Kanara - Recommendations regarding forests.

Ref: From the C.C. F. 4859/52-D1 dt 29.1.53

The C.C.F is requested to forward a copy of L. Dis 9912/52 dt 7.1.52, a copy of Ref No. 1463/52. C5 dt 27.6.52 from the D.F.O, South Kanara and a copy of Endt No. N. Dis 15483/52 dt 16.7.52 as the same ~~have~~ last received with the reference cited.

The CCF is requested to forward a copy of the following correspondence :-

(1) L Dis. B.9912/52 dt 7.1.52 of the Bd of Rev (L R)

(2) Ref No. 1463/52. C5 dt 27.6.52 of the D.F.O. S. Kanara.

(3) Endt. Nis. 15483/52 dt. 16.7.52 of the Collr. S. Kanara

To
The C.C.F
(020 6/8753)

9

C.F. 32—7,79,808—25-9-50.

Forest Department

Received 24 FEB 1953

Registered

THIRD ASST. SECRETARY TO GOVERNMENT DEVELOPMENT DEPARTMENT

From (Name)
Sri V.V.Subramanian, I.C.S.,
Designation
Chief Conservator of Forests,
Station Madras.2.

To
The Secretary to Government,
Development Department,
Fort St.George, Madras.

Enclosures:

No. 4859/52-D1 dated 20th Feby 1953. 21147

Sir,

Sub: Committees -Forest Grievances Enquiry Committee, South Kanara - Recommendation regarding forests.

Ref: Government Memo.No.23356-C1/52-1 Development dated 11-2-53.

p 7 above

A copy of the following correspondence is submitted herewith.

(1) L.Dis.B.9912/52 dated 7-1-53 of the Board of Revenue.

p-12 below

p.t.o.

10

-2-

(2) Ref.No.1463/52-C8 dt.27-6-52 of the District Forest officer, South Kanara.) in original.

(3) Endt.No.15483/52 dt.16-7-52 of the Collector of South Kanara.)

Enc:

23.2.53.

GS.23.2.

for CHIEF CONSERVATOR OF FORESTS.

2

Copy of L.Dis.28432/52 dated 9-12-52 from the Collector of South Kanara, to the Secretary to the Board of Revenue, Land Revenue, Madras.

Sub: Committees - Forest Grievances - Enquiry committee - South Kanara - Recommendations 11 and 12 and Remarks - Report.

Ref: Board's Ref.B.9912/52-1dated 15-11-52.

My remarks, on recommendations 11 and 12 of the Forest Grievances Enquiry Committee. South Kanara are:

Recommendation No.11. The existing rates are not high. It is not desirable to give free permits on a permanent basis. On the ~~hand~~ otherhand the annual renewal of these permits leads to much unnecessary work in several offices without any corresponding advantage. It is also troublesome to the parties. The permits may therefore be made valid for a period of five years at a time.

Recommendation No.12. It is not desirable to invite applications from the public, and to re-open the general question of rights of way in reserved forests. There are, however, a few cases of real hardship caused by the insistance of the Forest Department on local bodies etc., taking permits. The Tahsildar, Kasaragod brought to light two such cases in his taluk. It was agreed that specific cases brought to notice should be examined sympathetically and after full consultation between the Forest Department, the Revenue Department, and the local public concerned. It has to be

12

made clear to persons who agitate for rights of way indiscriminately, that the scheme of reserve forests necessarily implies the curtailment of certain rights hitherto enjoyed, and that the public interests as also the Forest policy of the Government can be best served by recognising this fact. While genuine grievances should be redressed, the door should not be opened for a general agitation for granting rights of way through reserved forests all over the district.

L.Dis.B.9912/52. Office of the Board of Revenue, Madras, dt.7-1-53.
Sri A.F.Mascarenhas, I.A.S.,
Secretary, Board of Revenue.

Sub: Committees - Forest Grievances - Enquiry Committee - South Kanara - Recommendations 11 and 12 - Remarks - Report.
Ref: Chief Conservator's 4859/52-D1 dt.14-10-52.
Collector of South Kanara L.Dis.28432/52 dt.9-12-52.

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L.Dis.
Forwarded to the Chief Conservator of Forests, Madras.

2. The Board agree with the collector.

'true copy/

A.F.Mascarenhas 23.2.53.

GS.23.2. for CHIEF CONSERVATOR OF FORESTS.

2/2

23/2

C.No/202/52-2 12

IN DUPLICATE.
R.C.No. 1463/52. C5.

11 JUL 1952

District Forest Office, South Kanara.
Mangalore. dated 27-6-1952.

From
Sri C.S.Mannadiar,
District Forest Officer,
South Kanara.Mangalore.

To
The Conservator of Forest
Ootacamund Circle.
OOTACAMUND.

OFFICE NOTE.

Through
The Collector of South Kanara,
MANGALORE.

SUB: Committees - Forest Grievances Enquiry Committee - South Kanara- Recommendation regarding Forests -

Ref: G.O. No. M.S. 159 Development dated 18-1-1952
Chief Conservator of Forest's Ref.No.1920/52.D1 dated 7-3-1952.
Conservator's Ref. No. 732/52 M dated 15-4-1952.

Item 11 - Use of water from sources in Reserved Forests by channels running through them.

A list of annual permits granted for digging tanks or water channels in Reserved Forests and diversion of water from them by the ryots in South Kanara Division is enclosed. These annual permits relate only to cases where digging tanks or channels or both inside the Reserved Forests are necessary by the ryots, and in cases in which only diversion of water from natural sources without any necessity of digging tanks or channels inside the Reserved Forests is required, permission is granted by the Collector of South Kanara.

2. These annual permits inside the Reserved Forests are granted by District Forest Officer under Section 21 of Forest Act. Only a nominal rent is levied basing on the extent of land irrigated by such water diversion as per Collector's C. No. 14790/44 dated 23-4-1945viz

	Annual rent
(a) Where the extent of land irrigated by the water diversion is below 2 acres	Re 1/-
(b) do do from 2 acres up to 4 acres	Rs 2/-
(c) do do from 4 acres up to 6 acres	Rs 3/-

and so on.

3. Apart from the rent, a security deposit of Rs 50/- is also taken from each permit holder when he wants to dig tanks in the Reserved Forests and this deposit is lodged in the National Savings Certificate. No security deposit is demanded when such digging tanks inside the Reserved Forests is not necessary.

4. As a rule, no application for digging tanks and diversion of water inside the Reserved Forests is refused, except when the adjoining land holders object to such grants on the ground of stoppage of natural flow of water to their lands by digging tanks in the natural course of the water flow. I submit that there has not been complaints so far from the ryots that their applications for water diversion from the Reserved Forests have been rejected by the Department.

5. The right of digging tanks and water diversion inside the Reserved Forests gives the permit holder and his men (mazdoors etc) access to the Reserved Forests at any time through out the period, and therefore it is not advisable in the interest of Forest Administration to grant such permits permanently without the levy of an annual rent, which any actual check and without the levy of an annual rent, which is after all only very nominal as

stated above. I therefore recommend that the existing practice may be ordered to continue.

6. Item 12 - Rights of way:

Over and above the rights of way admitted already in the Reserved Forests as per Section 16 Notification, a list of car tracks or road privileges which have been granted to the ryots inside the Reserved Forests is enclosed. As in the case of water diversion leases, these cart track or road privileges are also governed under annual permits issued under Section 21 of the Forest Act.

7. These privileges, when applied for by the Village Panchayat or the District Board of having public utility permits are granted free of rent, the only condition is that the permit should be sent to the District Forest Officer for renewal on or before 1st of April each year. When these cart-track or road privileges are granted to private individuals for their own domestic or commercial use, annual rents are charged and as will be seen from the statement only fair and nominal rents are levied. These annual permits granted to individuals persons may be transferred to the Village Panchayat of the locality free of rent, if any Village Panchayat applies so and if it is found that such permits are of public utility.

8. The last point for consideration is that whether such permits for the cart track and road privileges inside the Reserved Forests may be granted permanently to the Local Bodies without the necessity of getting the permits renewed every year. The personnel of the Panchayat Board may change year after year and some times it may cease to exist on account of some factions in the village. As there are valuable trees on either side of these cart tracks or roads and as the ownership of the leased premises vests with the Forest Department, it is, I submit, not advisable to grant these leases permanently without an annual check. After all no renewal fee is demanded. Only the permits have to be sent to the Dt. Forest Officer or Range Office in time for getting them renewed. I therefore recommend that the existing procedure may be ordered to continue.

For Dt. Forest Officer, 1-7-52
South Kanara.

Copy submitted to the Conservator of Forests Ootacamund Circle
Copy to C3 file 1276/52.

11 JUL 1952

or. 1.7.

Ref. No. 1202/52.D dated 9-7-52.

Forwarded to the Collector, S.Kanara, Mangalore as the reference has been wrongly despatched to this office by the Dt. Forest Officer. I request that this reference may be forwarded to me with your remarks at an early date.

Sd. [illegible] Rohini,
[illegible] of Forests, Ootacamund
(True Copy) (By) [illegible]

K.B. Zeeyar
Manager 10-7-52

10-7

11 JUL 1952

L/811 No. 605/184 83/52.

Forwarded

Collector 11/7/52

List of water privileges in the Reserved Forests of South Kanara Division as on 31-3-1952.

Sl. No.	Name of person to whom the licence is granted.	Name of R.F.	Extent of land to be irrigated by the licencee by the water diversion.		Annual rent.		Remark
1	2	3	4		5		6
			Acs.	Cents.	Rs.	As.	
		KASARGOD RANGE.					
1.	Sri Varada Kamath.	Parappa-	12	14	7	0	
2.	Sri Annayya Gowda.	,,	1	41	1	0	
3.	Sreemathi Parameshwari	,,	7.	15	4	0	
4.	Sri Annayya Gowda.	,,	1.	51	2	0	
5.	,, Vekataramana Karanth.	,,	1	45	1	0	
6.	,, Lakshminarayana Kallraya	,,	6	45	4	0	
7.	Sreemathi Padmavathi Amma	,,	8.	50	5	0	
8.	Sri Sreenivasa Acharya.	,,	13	0	7	0	
9.	,, Honnappa Gowda.	Sampaje.	7.	60	4	0	
10.	,, Poovayya Gowda.	,,	1.	17	1	0	
11.	,, Kunjanna Gowda.	,,	0	75	1	0	
12.	,, Lingappa Gowda.	,,	0.	76	1	0	
13.	,, Subraya Gowda.	,,	10.	93	6	0	
14.	,, Bola Gowda.	,,	1	61	1	0	
15.	,, Annappa Gowda.	,,	3	50	2	0	
16.	Sreemathi Sannakka.	Thodican	8	83	5	0	
17.	,, Koosakka.	,,	11	40	6	0	
18.	Janab Mammad Beary.	,,	17	83	9	0	
19.	Sri V.P.Coelho.	,,	13	12	7	0	
20.	Manager,Pidin Palli.	,,	2	23	2	0	
21.	Janab Mammad Beary.	,,	7.	04	4	0	
22.	Sri Chinnappa.	,,	4.	16	3	0	
23.	,, Shanker Bhatta.	,,	2.	15	2	0	
24.	,, Kunhambu Nair.	Muliyar.	3	72	2	0	
25.	,, Patraje Shambatta.	,,	2	03	2	0	
26.	Sreemathi Akku Amma.	,,	3	0	2	0	
27.	,, Sreedevi Amma.	,,	3.	25	2	0	
28.	Janab Ummar Beary.	,,	2.	89	2	0	
29.	Sreemathi Chirudevi Amma.	,,	1.	03	1	0	
30.	Janab B. Mohammad.	,,	9.	35	5	0	
31.	Sri Chandu Nair.	Karadka	10.	98	6	0	
32.	Janab Ebrahim Musaliar.	,,	3.	53	2	0	
33.	,, Ibrayin Beary.	,,	2.	41	2	0	
34.	Sri Govinda Bhatta.	,,	7	96	4	0	
35.	,, Shankernarayana Bhatta.	Buntaje.	2.	92	2	0	
36	,, Subaraya Bhatta	,,	19.	02	10	0	
37.	,, Venkataramana Bhatt.	,,	4	03	3	0	
38.	,, Ananthaya Sharma.	,,	2	10	2	0	
39.	Sreemathi Padmavathi.	Mandekole.	6	73	5	0	
40.	Sri. C.Ramachandraya.	,,	8.	80	5	0	
41.	,, Choma Naika.	,,	2.	83	2	0	
42.	,, Ammaru Amma.	Adoor R.F.	3.	75	2	0	
43.	Begum Kathijumma.	,,	1	45	1	0	
44.	Sri Mahalinga Bhatta.	Kanakamajilu.	2	72	2	0	
45.	do.	,,	1	38	1	0	
46.	Sreemathi Gauramma	,,	2	91	2	0	
47.	Sri Narayana Bhatta.	,,	9	15	5	0	
48.	,, Appu Kutty.	Aletty	2	11	2	0	
49.	,, Muthappa Gowda.	,,	2	93	2	0	
50	,, Ramappa Gowda.	Poomale.	5-	63	3	0	
51.	Sreemathi Parameshwari	Medinadka.	5.	51	3	0	
52.	Sri. Achutha Bhat.	,,	2.	21	2	0	

P.T.O.

1	2	3	4	5	6
		PUTTUR RANGE.			
53.	Sri. K.L. Iswhara Bhatta.	Kalanjimale.	9. 00	5. 0	
54.	,, Krishna Bhatta	,,	1. 55	2 0	
55.	,, Narayana Bhatta.	,,	1. 74	1 0	
56.	,, Narasimha Bhatta.	,,	2. 12	2 0	
57.	,, Thimayya Bhatta.	,,	0. 86	1 0	
58.	,, Thimayya Bhatta.	,,	1. 79	1 0	
59.	Janab Abdulla Beary.	,,	8. 43	5 0	
60.	Sri V.Krishna Bhatta.	,,	7. 00	4 0	
61.	,, Damu Naika.	,,	6. 48	4 0	
62.	,, N.Krishna Bhatta.	Balleri.	13. 91	7 0	
63.	,, Arai Banta	,,	2. 50	2 0	
64.	,, Thimappayya.	Buntamale.	8. 00	4 0	
65.	,, Hoovappa Gowda.	Yenmur.	8. 65	5 0	
66	,, Nagappayya Shanbogue.	Jalsur West.	0. 96	1 0	
67.	,, Subraya Naika.	,,	0. 59	1 0	
68.	,, Krishna Gowda.	,,	2. 73	2 0	
69.	,, Naganna Gowda.	,,	3. 25	2 0	
70.	,, Kunhappa Gowda.	,,	5. 20	3 0	
71.	,, Beltha Gowda.	,,	2. 35	2 0	
72.	,, Kunhanna Gowda.	Jalsur East.	2. 34	2 0	
73.	,, Krishnappa Gowda.	,,	3. 35	2 0	
74.	,, Subraya Mudithaya.	Kaniyarmale.	2. 08	3 0	
75.	,, Devappa Gowda.	,,	5. 04	3 0	
76.	,, Subraya Naika.	,,	4. 77	3 0	
77.	,, Somappa Gowda.	,,	2. 73	2 0	
78.	,, Appayya Gowda.	Paikadmale.	4. 36	3 0	
79.	,, Venkataramna Bhatta.	,,	4. 71	3 0	
80.	,, Ramayya Gowda.	Nalkur.	4. 90	3 0	
81.	,, Lingappa Gowda.	Dolpady.	4. 20	3 0	
82.	,, Somappa Rai-	Anegundi.	1. 99	1 0	
83.	,, Manager,Subramnia Temple.	Subramania	12. 82	7 0	
84.	,, Amanna Gowda.	,,	1. 57	1 0	
85.	,, Subayya Gowda.	Anegundi.	2. 79	2 0	
86.	Sreemathi Deyakku Amma.	Kalpatmale.	5. 08	3 0	
87.	Sri. Ramanna Gowda.	Aivarnad.	1. 19	1 0	
		UPPINANGADY RANGE.			
88.	Janab K.Kunhi Beary.	Suvarmale.	7. 32.	4 0	
89.	Sri Gidda.	Nidle.	2. 46.	2 0	
90.	,, Venkataramanayya.	,,	3. 45	2 0	
91.	,, Hari Bhatta.	,,	-- --	1 0	(For drinking etc.)
92.	,, Gopala Bhatta.	,,	8. 65	5 0	
93.	,, K.Ganesha Volvenkar.	Shirady Sisla	10. 78	6 0	
		MANGALORE RANGE.			
94.	,, Devappa Prabhu	Kodiamale.	2. 27.	2 0	
95.	,, Thimappa Shetty.	Mundaje.	5. 40	3 0	
96.	,, Srinivasayya.	Naravi.	11. 96	6 0	
		KARKAL RANGE.			
97.	,, Govinda Bhatta.	Durgamale.	5. 10.	3 0	
98.	,, Annu Naika.	,,	3. 43	2 0	
		COONDAPOOR RANGE.			
99.	Sri. Narayana Shetty.	Kursegudda.	8. 47	5. 0	

306 0

For District Forest Officer,
South Kanara.

List of road, cart track etc. privileges, in the Reserved Forests, granted to the ryots in South Kanara division, as on 31-3-1952.

Sl No.	Name of licence holder.	Name of R.F.	Nature of privilege.	Annual rent.
1	2	3	4	5
	KASARAGOD RANGE.			Rs. A. P
1.	Sri Chandu.	Kanakamajilu.	Road.	0- 4- 0
2.	,, Shivaraya Bhatta.	Karadka.	,,	0- 8- 0
3.	,, Ananda Bhatta.	,,	,,	5- 0- 0
4.	,, Venkappa Bhatta.	Muliyar.	,,	1- 0- 0
5.	,, Malainga Bhatta.	,,	,,	2- 0- 0
6.	,, Narayana Naika.	,,	,,	1- 0- 0
7.	President, Panchayat Bd.,	,,	,,	1- 0- 0 *
8.	Sri Kunhiraman Nair.	,,	Cart track.	1- 0- 0
9.	,, Parameshwara Bhatta.	,,	,,	10- 0- 0
10.	,, Narayana Bhatta.	,,	,,	5- 0- 0
11.	Janaba Kunhammad.	,,	Road.	5- 0- 0
12.	President, Dt. Board.	Kannadka.	,,	Free of rent
13.	do.	Parappa.	,,	do
14.	Sri Lakshminarayana	,,	,,	2- 0- 0
15.	,, Varada Kamath.	,,	Cart track.	5- 0- 0
16.	President, Dt. Board.	Sampaje.	Road.	Free of rent
17.	Janab Tekkil Mammad.	,,	,,	0- 4- 0
18-	Iswara Bhatta.	,,	,,	5- 0- 0
19.	Sri Narasimha Bhatta.	,,	Cart track.	1- 0- 0
20.	President, Dt. Board.	,,	Road.	Free of rent
~~21xxx~~	~~Srix Sarmiakx Pakrix~~	xxxx		
21.	Sri Iswarappayya.	Medinadka.	Road.	0- 8- 0
22.	do.	do.	,,	3- 0- 0
23.	President, Panchayat Board.	do.	,,	Free of rent
24.	-do-	Mandekole.	,,	-do.
25.	-do.	do.	,,	do.
26.	do.	do.	Foot path.	do.
27.	Janab Mammad Kunhi.	do.	Cart track.	1- 0- 0
28.	Sri K.V. Bhat.	do.	Road.	5- 0- 0
29.	President, Panchayat Board.	Addor R.F.	Foot path.	Free of rent
30.	-do.	do.	do.	do.
31.	President, Dt. Board.	Painikere.	Road.	do.
32.	Sri.M.S.Kadambalithaya.	Aletty.	do.	5- 0- 0
33.	Baliapatam Saw Mills.	Kinnanoor.	do.	5- 0- 0
	PUTTUR RANGE.			
34.	Sri Guddappa Gowda.	Buntamale.	Road.	2- 0-0
35.	,, Ramanna Gowda.	,,	,,	0- 8-0
36.	President, Panchayat Board.	,,	,,	Free of rent
37.	Sri Kariappa Gowda.	do ~~Karixxxxxx~~	,,	2- 0- 0
38.	Kadamakkal Rubber Syndicate.	Kitibag.	,,	0- 4- 0
39.	do.	,,	,,	1- 0- 0
40.	do.	,,	,,	0- 4- 0
41.	President, Panchayat Bd.	,,	Cart track.	Free of rent
~~42xx~~	~~Srix Karix Gowdaxx~~	xxxx		
42.	Sri Boliappa Gowda.	Nalkur.	Road.	0- 4- 0
43.	Kadamakkal Rubber Syndicate.	,,	,,	1- 0- 0
44.	Sri Lakshminarayana	,,	,,	1- 0- 0
45.	President, Panchayat Bd.,	,,	,,	Free of rent
46.	do.	,,	,,	do.
47.	Sri Subraya Gowda.	,,	,,	0- 8- 0
48.	,, Boliappa Gowda.	,,	Foot path.	Free of rent (a)
49.	President, Dt. Board.	,,	Road.	do.
50.	Sri Appayya Gowda.	,,	Cart track.	1- 0- 0

74-11-0

P. T. O.

* This permit was originally granted to one Sri Kelu Nair of Muliyar on an annual rent of Re 1/- in 1933 and subsequently transferred to the Panchayat Board in 1948. The condition of the original permit was not altered while it was transferred to the Panchayat.

(a) This was granted in 1939. Though the permit was granted in the name of a single person it was for the use of the villagers generally and therefore no rent is charged.

1	2	3	4	5
51.	President, Panchayat Board	Subramania.	Road.	Free of rent
52.	do.	do.	Cart track.	do.
53.	do.	do.	Foot path.	do.
54.	do.	Paikadmale.	Road.	do.
55.	do.	Kalpatmale.	do.	do.
56.	do.	Balpa.	do.	do.
57.	do.	do.	Foot path.	do.
58.	do.	do.	Cart track.	do.
59.	Sri Subraya.	do..	Road.	5- 0- 0
60.	,, Aithappa Gowda.	Kilarmale.	do.	0- 4- 0
61.	Dt. Board Engineer.	Jalsur West.	do.	Free of rent
62.	President, Panchayat Board,	Balleri.	do.	do.
63.	Sri Thammanna Gowda.	Devachalla.	Foot path.	1- 0- 0
64.	,, Govindayya.	do.	do.	2- 0- 0
65.	,, Shambayya.	Yenekal.	Cart track.	3- 0- 0
66.	President, Panchayat Board.	do.	do.	Free of rent.
67.	Sri Ganapathi Joishi.	Aranthakkallu	Road.	do. (xx)
68.	President, Dt. Board.	Yenmur.	Road.	do.
69-	Sri Manjappa Gowda.	Aivarnad.	do.	3- 0- 0
70.	,, Seshappa Gowda.	Dolpady.	do.	5- 0- 0

UPPINANGADY RANGE.

71.	Sri Venkataramana	Nerankimale.	Cart track.	4- 0- 0
72.	President, Dt. Board.	do.	Road.	Free of rent.
73.	Sri Anantha Bhatta.	Miyar.	Road.	1- 0- 0
74.	,, Janardhana Prabhu.	do.	Road.	5- 0- 0
75.	President, Panchayat Board.	Mundaje.	Road.	Free of rent.
76.	,, ,,	Kunthur.	Road.	do.
77.	,, ,,	,,	Road.	do.
78.	Sri A. Noronha.	,,	Road.	5- 0- 0
79.	Sri P. Narasimha Nayak.	Suvarmale.	Road.	5- 0- 0
80.	,, Kumarayya Banga.	Konaje.	Road.	1- 0- 0
81.	President, Panchayat Board.	Dondalarabi.	Road.	Free of rent.
82.	Rev. Father Lawrence Lobo.	Mujur.	Cart track.	1- 0- 0
83.	Sreemathi Parameshwari Amma.	,,	do.	1- 0- 0
84.	President, Dt. Board.	Porkala.	Road.	Free of rent.
85.	Janaba U.K. Abbas.	,,	,,	5- 0- 0
86.	Sri Pamma Gowda.	Padnur.	Cart track.	5- 0- 0
87.	,, Padmanabha Yedapaithaya.	,,	,,	3- 0- 0
88.	,, Kepu Gowda.	Shibaje.	,,	5- 0- 0
89.	,, ~~Manjayya~~ Subraya.	Kodimbala.	Road.	5- 0- 0

MANGALORE.

90.	Sri C. Koru.	Ch. Kanapady.	Road.	15- 0- 0
91.	Sri Krishna Bhatta.	Nanajimale.	Cart track.	0- 8- 0
92.	,, Ramakrishna Bhatta.	,,	,,	3- 0- 0
93.	,, Hari Bhatta.	Naravi.	,,	1- 0- 0
94.	,, Ananthayya Poovani.	,,	,,	1- 0- 0
95.	,, Lakshmana Bhatta.	,,	,,	5- 0- 0
96.	President, Panchayat Board.	D'stala Mundaje.	Road.	Free of rent.
97.	do. Dt. Board.	,,	,,	do.
98.	President, Panchayat Board.	,,	,,	do.
99.	Sri. Linga Gowda.	,,	Cart track.	1- 0- 0
100.	,, Somappa Gowda.	,,	,,	1- 0- 0
101.	President, Panchayat Board.	,,	,,	Free of rent.

KARAKAL RANGE.

102.	Sri Manjappa	Chinkramale.	Cart track.	4- 0
103.	Sri Thammayya Shanbogue.	New Someshwar.	Road.	2- 0- 0
104.	,, T. Ganapaya Sherigara.	Andar.	Right of way.	0- 8- 0
105.	,, Manjunatha Hebbar.	,,	Cart track.	1- 0- 0
106.	President, Panchayat Board.	,,	do.	Free of rent.

(xx) This was granted in 1926. Though the permit was granted in the name of a single person, it was for the use of the villagers generally and therefore no rent is charged

1	2	3	4	5
		Someshwar R.F.		
107.	Sri. Krishnaya Shetty.	~~Someshwara~~	Cart track.	2- 0- 0
108.	Sreemathi Akku Amma.	,,	,,	2- 0- 0
109.	Sri Sheenappa Tolar.	Mavinkodlu.	Road.	1- 0- 0
110.	,, Ananada Naika.	Nire.	Cart track.	1- 0- 0
111.	,, Sheena Naika.	,,	,,	2- 0- 0
112.	,, Kakshmana Nayak.	Mensinkan.	,,	1- 0- 0
113.	President, Panchayat Board.	Durgamale.	,,	Free of rent.
114.	do.	do.	Foot path.	do.
115.	Sri Sankaya Shetty.	do.	Cart track.	1- 0- 0
116.	,, Nagayya Hegde.	Ballimane.	,,	1- 0- 0
117.	,, Annappa Gowda.	Bakudihola.	do.	0- 11-4
118.	,, Ananthayya Naika.	Jatkatmalai.	do.	2- 0- 0

COONDAPOOR RANGE.

119.	Sri Nagppa.	Herur.	Road.	4- 0- 0
120.	,, Chandayya.	Kursegudde.	Cart track.	2- 0- 0
121.	Janab Ummar Sahib.	,,	,,	1- 0- 0
122.	Sri Govinda Shetty.	,,	,,	5- 0- 0
123.	Sreemathi Mukambika Shedthi.	Gunduberu.	,,	1- 0- 0
124.	Sri Surendranatha Naik.	Meginavalley.	,,	2- 0- 0
125.	Janab Alli Sahib.	Baindur.	Road.	1- 0- 0
126.	Sri Dattaram Rao.	,,	Cart track.	1- 0- 0
127.	Sri Subbayya Shetty.	,,	,,	5- 0- 0
128.	,, Subbayya Chatra.	Mudgalpare.	,,	3- 0- 0
129.	,, Nagayya Shetty.	,,	,,	3- 0- 0
130.	,, Kingayya Shetty.	,,	,,	2- 0- 0
131.	Mukambika Agricultural Estt.	,,	,,	1- 0- 0
132.	Sri Lakshminarayana Bhatt.	Chittoor.	,,	1- 0- 0
133.	,, Anthayya Shetty.	,,	,,	0- 8- 0
134.	,, Hirianna Shetty.	Harkur.	,,	1- 0- 0
135.	,, Thejappa Shetty.	,,	,,	1- 0- 0
136.	,, Govinda Shetty.	,,	,,	2- 0- 0
137.	,, Linga.	,,	,,	5- 0- 0
138.	,, Vektayya Shetty.	Abbigudde	,,	2- 0- 0
139.	,, Manjayya Hebar.	Mavinaguli.	Road.	1- 0- 0
140.	,, Srinivasa Udpa.	Jarkalane.	Cart track.	0- 8- 0
141.	,, Keshava Chatra.	Baregundi.	,,	3- 0- 0
142.	,, Subbayya Chatra.	,,	,,	3- 0- 0
143.	Janab Meera Sahib.	Suraladavi.	,,	1- 0- 0
144.	Sri Mahbala Shetty.	Hulimishapare.	,,	2- 0- 0
145.	,, Anthayya Shetty.	Kamradihola.	,,	2- 0- 0
146.	do.	Nujinane.	,,	2- 0- 0
147.	Sri Krishna Yediyala.	Doddinamane.	,,	5- 0- 0

For Dt.Forest Officer,S.Kanara

C.No.23356 CI/52

DEV. (CI) DEPT.

SUB: FORESTS - Forest Grievances Enquiry Committee, South Kanara - Recommendations regarding use of water in R.Fs - rights of way - Orders passed.

READ: G.O.Ms. 159 Dev. dated 18.1.52.
From the C.C.F., F.4859/52-D1, dated 29.1.53.

...

G.O.MS.NO. 2432 DEV. DATED 25-5-1953.

In the G.O. cited, the Government ordered that the C.C.F. should submit detailed proposals in consultation with the Board of Revenue in respect of the recommendation of the Forest Grievances Enquiry Committee regarding the use of water from sources within R.Fs. and rights of way. The detailed proposals submitted by the C.C.F. have been examined and Government pass the following orders:

(i) Use of water from sources in Reserves by Channels running through them: The Collector of South Kanara has stated that the existing rates for the use of water from sources in Reserves are not high, that it is not desirable to give free permits on a permanent basis, that on the other hand the annual renewal of these permits leads to much unnecessary work in several offices without any corresponding advantage, that it is also troublesome to the parties. He has recommended that the permits may be made valid for a period of five years at a time. The Board of Revenue and the C.C.F. have agreed with the Collector. The Government accept the recommendation of the Collector.

(ii) Rights of way: The Government agree with the Collector that the door should not be opened for a general agitation for granting of rights of way through the reserved forests all over the District. Specific cases of hardship brought to notice should however be considered sympathetically after consultation with the Revenue, Forest Department and the local public concerned.

To
The C.C.F.
The Bd. of Rev.
Copy to P & D I

Sub: Committees-Forest Grievances Enquiry Committee, South Kanara-Recommendations regarding Forests.

Ref: ~~Xxxx~~ G.O.MS.159 Devt dated 18-1-57
Memo. 23356 CI/52-1 dated 7-3-52.
From the C.C.F. 4859/52-DI dated 29-1-53.
----do---- do---/52-DI dated 20-2-57.

The Forest Grievances Enquiry Committee, South Kanara, ~~&~~ constituted in G.O.MSNo.1420 Devt dated 10-4-50, made among other things, the following recommendations:-

Recommendation No.(11) Use of water from sources in Reserves by channels running through them.

Free permits on a permanent basis may be given once for all to the ryots on their application without compelling them to seek renewal, reserving in all cases the power to cancel or modify them in cases of misuse or for other substantial reasons.

Recommendation No.(12) Rights of way:-

Applications may be invited from the public thro the village potails and also thro' the local vernacu-lar papers, ~~inviting applications~~ for the necessary pathways desired and ~~x~~ to allow such rights of way as far as possible for the convenience of the public. The roads should be permitted to be constructed and thrown open to the public without requiring them to obtain permits or to pay a fee and without insisting on the annual renewal of such permits.

These two recommendations, among others, were examined in consultation with the C.C.F. In Nov. 1950 The C.C.F. deputed to the he agreed with them in principle but he then considered that the legal implications of these suggestions ~~should~~ to be considered. Rev. Secy ~~It was~~ however remarked ~~considered~~ that the water from sources in Reserves should not be given free on a permanent basis, as this would most certainly lead to abuse and that the regulation of the use of such water should be made by permits and the Collr. authorised to fix the rates of charge for such ~~x~~ use. The C.C.F. was therefore asked to submit detailed proposals in each case after examining the legal implications involved in consultation with the Bd.

The remarks of the C.C.F. will be found on p- 3 c.f., The reports of the Bd of Rev, Collr. of S.Kanara, Consvr. of Ootacamund circle and the D.F.O., South Kanara will be found on pp 12, 11-12, 3-4 and 13-14 c.f., respectively.

As regards recommendation No (11.) the D.F.O., S.Kanara has stated that annual permits are granted for digging tanks or water channels in the R.Fs and diversion of water from them by the ryots, under sec 21 of the Forest Act, that only a nominal rent is levied basedg on the extent of land irrigated by such water diversion, that in cases in which only diversion of water from natural sources without any necessity of digging tanks or channels inside the RFs is required, permission is granted by the Collr, and that apart from the rent, a security deposit of Rs.60/- is also taken from each permit holder when he wants to dig tanks in the RFs. Further, he has stated that no application for digging tanks and diversion of water inside the RFs is refused except when the adjoining land holders object to such grants on the ground of stoppage of natural flow of water to their lands and that there have not been complaints so far from the ~~the~~ ryots that their applications for water diversion have been rejected. ~~Since~~ As the right of digging tanks and water diversions inside the RFs gives the permit holder and his men access to the RFs at any time throughout the period, the D.F.O. considers that it is not advisable in the interest of Forest Administration to grant permits permanently without any actual check and without the levy of an annual rent. For the reasons stated above, he has recommended that the existing practice may be continued. The Conservator, Ootacamund circle, is in complete agreement with the D.F.O and he has recommended that the existing practice regarding the use of water in the RFs may continue. The Collr of S.Kanara has stated that the existing rates for the use of water are not high, that it is not desirable to give free permits

on a permanent basis, that on the other hand the annual renewal of these permits leads to much unnecessary work in several offices without any corresponding advantage, that it is also troublesome to the parties and that therefore the permits may be made valid for a period of five years at a time. The Bd of Rev and the C.C.F agree with the Collr. It is for orders whether the existing practice of granting permits annually as recommended by the D.F.O and the Consvr will be allowed to continue or whether the suggestion of the Collr that the permits may be made valid for a period of five years at a time, with which the Bd of Rev and the C.C.F. have agreed, will be accepted. For orders.

As regards the recommendation No.(12), Rights of Way in the RFs, the D.F.O. S.Kanara has stated that these privileges are governed under annual permits issued under sec 21 of the Forest Act. Further it has been reported that, if village Panchayats or the Dt. Bd, applied for permission of way in the RFs. and if it is in the nature of public utility, permits are granted free of rent, the only condition is that the permit should be sent to the D.F.O. for renewal on or before 1st of April each year and that no renewal fee is demanded. When these privileges are granted to private individuals for their own domestic or commercial use, then annual rents are charged. The Consvr. has stated that as there are valuable trees on either side of cart tracks or roads and in the forests through which the roads pass and as the ownership of these leased premises vests with the Forest Dept. it is not advisable to grant the concessions regarding the right of way in the RFs, permanently without any check and that the existing procedure may continue. The Collr of S.Kanara has stated that it is not desirable to invite applications from the public and to reopen the general question of rights of way in reserve forests, that

there are, however, a few cases of real hardship by the insistance of the Forest Dept on local bodies etc., taking permits, that it has been agreed that specific cases brought to notice, should be examined sympathetically and after full consultation between the Forest Dept, the Revenue Dept and the local public concerned, that it has to be made clear to persons who agitate for rights of way indiscriminately that the scheme of reserve forests necessarily implies the curtailment of certain rights hitherto enjoyed, that the public interest as also the Forest policy of the Govt can be best served by recognising this fact and that while genuine grievances should be redressed, the door should not be opened for a general agitation for granting rights of way through the reserved forests all over the Dt. The Bd of Rev and the C.C.F. have agreed with the Collr. The suggestions of the Collr and the Conservr are substantially the same. It is therefore for orders whether the suggestions of the Collr will be accepted.

~~R. W. B.~~ Rev./ L.A. and Finance may see for remarks.

13353

13353

Rev

L A

Revenue Dept.

Jo A.S.

Notes on pp. 1-4 above may be perused. The A+B on p' 3+4 Board and the C.C.F. agree with the view of the Secretary that water from sources in reserves should not be given free on a permanent basis This Dept. may accept the recommendations of the Board and the C.C.F. With these remarks the file may be passed on to L.A.

A-Sk.
31.3.53.

5.4.53

Rev. No 23847(53-1
8.4.53.

LAD(S)

The notes on pp 1-4 above may be perused and the file passed on to Fin Dept:

16/4/53.

S.S.S.
16.4.53

The proposal at N'os 1 to 4 above may be accepted

17-4-53

LA&C 17976-1-D-53
20/4/53.

58009

20/4/53.

Fin

pp 2-4

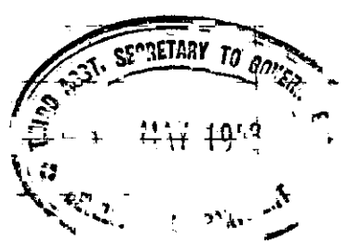
Fin. w.... 32823
4.5.53.

The notes of the Devt. Dept on pp 1-4 above may be perused. This Dept may agree to the suggestions at M on p 3 and N on p 4 above.

Accts
1-5-53

Fin
4.5.53

Dev.



Devt (CI)

Summarising note.

The Forest Grievances Enquiry Committee, South Kanara, constituted in G.O.Ms. 1420 Devt dated 10-4-50 made among other things the following recommendations:-

Recommendation No.(11) Use of water from sources in Reserves by channels running through them.

Free permits on a permanent basis may be given once for all to the ryots on their application without compelling them to seek renewal, reserving in all cases, the

ower to cancel or modify them in cases of misuse or for other substantial reasons.

Recommendation No. (12) Rights of way:-

Applications may be invited from the public thro' the village potails and also thro' the local vernacular papers for the necessary pathways desired and to allow such rights of way as far as possible for the convenience of the public. The roads should be permitted to be constructed and thrown open to the public without requiring them to obtain permits or to pay a fee and without insisting on the annual renewal of such permits.

These two recommendations, among others, were examined in consultation with the C.C.F. In November, 1950 the C.C.F. reported that he agreed with the recommendations in principle but he then considered that the legal implications of these suggestions should be considered. Rev Secy however remarked that the water from sources in Reserves should not be given free on a permanent basis, as this would most certainly lead to abuse and that the regulation of the use of such water should be made by permits and the Collr authorised to fix the rates of charge for such use. The C.C.F. was therefore asked to submit detailed proposals in each case after examining the legal implications involved in consultation with the Bd of Rev.

As regards recommendation No. (11) the D.F.O., South Kanara, has stated that annual permits are granted for digging tanks or water channels in the R.Fs and diversion of water from them by the ryots under Sec 21 of the Forest Act, that only a nominal rent is levied based on the extent of land irrigated by such water diversion, that in cases in which only diversion of water from natural sources without any necessity of digging tanks or channels inside the RFs is required, permission is granted by the Collr, and that apart from the rent, a security deposit of Rs 50/- is also taken from each permit holder when he wants to dig tanks in the RFs. Furhter, he has stated that no application for digging tanks and diversion of water inside the RFs is refused except when the adjoining land holders object to such grants on the ground of

of stoppage of natural flow of water to their lands and that there have not been complaints so far from the ryots that their applications for water diversion have been rejected. As the right of digging tanks and water diversions inside the RFs gives the permit holder and his men access to the RFs at any time throughout the period, the D.F.O. considers that it is not advisable in the interest of Forest Administration to grant permits permanently without any actual check and without the levy of an annual rent. He therefore recommended that the existing practice may be continued. The Consvr, Ootacamund circle, is in complete agreement with the D.F.O and he has recommended that the existing practice regarding the use of water in the RFs may continue. The Collr of South Kanara has stated that the existing rates for the use of water are not high, that it is not desirable to give free permits on a permanent basis, that on the other hand the annual renewal of these permits leads to much unnecessary work in several offices without any corresponding advantage, that it is also troublesome to the parties and that therefore the permits may be made valid for a period of five years at a time. The Bd.of Rev and the C.C.F. have agreed with the Collr. This Dept. proposed to accept the recommendations of the C.C.F. and the Bd of Rev. Rev Dept and Fin Dept have agreed with this Dept. For orders whether the proposal that the permits for the use of water in the RFs may be made valid for a period of five years at a time as suggested by the Collr of S.Kanara will be accepted.

As regards the recommendation No. (12), Rights of way in the RFs, the D.F.O, S.Kanara, has stated that these privileges are governed under annual permits issued under sec 21 of the Forest Act, that if village Panchayats or the Dt. Bd, applied for permission of way in the RFs, and if it it is in the nature of public utility, permits are granted free of rent, the only condition is that the permit should be sent to the D.F.O., for renewal on or before 1st of April each year and that no renewal fee is demanded, and

23[illegible]/53-28

when these privileges are granted to private individuals for their own domestic or commercial use, then annual rents are charged. The Consvr. has stated that as there are valuable trees on either side of ~~x~~ cart tracks or roads and in the forests through wich the roads pass and as the ownership of these leased premises vests with the Forest Dept it is not advisable to grant the concessions regarding the right of way, in the RFs, permanently without any check and that the existing procedure may continue. The Collr of S.Kanara, has stated that it is not desirable to invite applications from the public and to reopen the general question of rights of way in reserve forests, that there are, however, a ~~xxx~~ few cases of real hardship by the insistance of the Forest Dept on local bodies etc., taking permits, that it has been agreed that specific cases brought to notice, should be examined sympathetically and after full consultation between the Forest Dept, the Rev Dept and the local public concerned, that it has to be made clear to persons who agitate for rights of way indiscriminately that the scheme of reserve forests necessarily implies the curtailment of certain rights hitherto enjoyed, that the public interest as also the Forest policy of the Govt can be best served by recognising this fact and that while genuine grievances should be redressed, the door should not be opened for a general agitation for granting rights of way through the reserved forests all over the Dt. The Bd of Rev and the C.C.F. have agreed with the Collr. As the suggestions of the Collr and the Consvr. are substantially the same, this Dept proposed to accept the suggestion of the Collr. L.A. and Fin have agreed with this Dept. It is therefore for orders whether the suggestions of the Collr, S.Kanara, regarding the rights of way in the RFs, will be accepted. ~~For orders on E on p 7~~

p 14 ante 9/5

p 4 ante

p 4 ante

- 20 -

p 12 ante

p 3 ante

N, p 4 above

x p 5 above

F

Q/ 8/5/53 above and F above

Notes from the bottom of p 5 above may be approved. pencil.

This proposal at E on p 7 and F above may be approved.

10.5.53

(Agri)

2 660 Cons

5/

DEPUTY SECRETARY

15 MAY 1953

AS -

Secy(ES)

(circulation orders on p8 above)

A draft order is put up below for approval.

Thro' PO DI

20-5-53.

18/5/53

20553

21553

AS IV

20/5/53